

Fleming County Project Development Board
201 Court Square, Courthouse Annex
Flemingsburg, KY 41041
Record of Regular Meeting Minutes September 4, 2007, 5:00 pm Eastern

The meeting was called to order at 5:00 pm by Chairperson CJE Larry H. Foxworthy. Roll Call was completed as noted below:

Present: Michael Kier, Project Manager, AOC
W. Todd Walton II, District Judge, 19th District
Larry H. Foxworthy, Fleming County Judge Executive
Pam Lowe, Fleming County Circuit Clerk
Marvin W. Suit, Attorney
Louie Flanery, Mayor of Flemingsburg
David DeAtley, Magistrate District 2
J. Scott Brown, General Manager of Auditing Services, AOC
Stockton B. Wood, Circuit Judge, 19th Judicial Circuit

Approval of Minutes **A motion was made by David DeAtley to approve 8-7-07 and 8-14-07 minutes. Seconded by Marvin Suit. All in favor.**

Old Business:

Item 1.a. **Construction Management Services RFP:** The proposals from Codell Construction Management, Alliance Corporation, Trace Creek Construction and Paradigm Engineers and Construction were discussed by board members. **A motion was made to short list Codell Construction Management and Trace Creek Construction to give presentations to the Project Development Board at the next regular meeting to be held on October 2, 2007 at 5:00 PM. Motion by Marvin Suit and seconded by Judge Stockton Wood. All in favor.** The PDB will issue letters to Alliance and Paradigm declining services. The PDB will issue letters to Trace Creek Construction and Codell Construction Management regarding the presentation meeting schedule.

Item 1.b. **Bond Counsel Services RFP :** The proposals from Reed & Johnson; Stoll, Keenon, Odgen, PLLC; Taft, Stettinius & Hollister, LLP; Peck, Shaffer & Williams, LLP; Rubin & Hays and Wyatt, Tarrent & Combs, LLP was discussed by board members. The board discussed proposals' details and inquired to Amanda Clevenger with Ross, Sinclair and Associates pertinent questions regarding the fee schedules of bond counsel services. **A motion was made to recommend Peck, Schaffer and Williams to the AOC for bond counsel services to the Fleming County Project Development Board judicial center project. Motion by Larry H. Foxworthy and seconded by Louie Flanery. All in favor.** The PDB will issue a letter of recommendation to AOC to accept Peck, Schaffer and Williams as bond counsel and notify Peck, Schaffer and Williams of the board's actions. The PDB will issue letters to deny services to remaining bond counsel firms.

New Business:

Item 2.a. **Public Comments:** The current site proposal list was discussed. The board discussed placing a deadline for submitting site proposals but no action was taken at this time. Judge Wood explained possible conflict of interest in the consideration of the property submitted by Ann Stivers and Betty Bower Wood. Wally Thomas informed the board of the status of properties located near and behind the old county jail and two more properties should be submitted to the PBD for consideration. Several lot prices were totaled by area and reviewed by the board. The purchase price of parcel(s) could be affected by the MAI appraisal which is required by AOC, AP Part X. The cost of MAI appraisals(s) of potential site(s) will be paid by funds in the land acquisition budget listed in the Program

Documents. Chairperson Larry H. Foxworthy stated that sites should be short listed before proceeding with MAI appraisals.

Other:

Pre-Design Meeting: Judge Wood inquired about the involvement of Brandstetter Carroll in the site selection. Mr. Kier stated a pre-design meeting needs to be conducted with the Brandstetter Carroll. After much discussion regarding the status of acceptance notification from AOC, Mr. Kier stated he was unsure if the notifications have been sent to Brandstetter Carroll. The PDB has not been contacted by AOC regarding the acceptance of Brandstetter Carroll for AE services nor Ross, Sinclair and Associates for financial advisory services. The PDB will notify Brandstetter Carroll of a pre-design meeting to be held on September 18, 2007 at 5:00 pm at the Fleming County Courthouse Annex.

The PDB will notify Brandstetter Carroll and Ross, Sinclair and Associates of regular meeting schedule upon notification from AOC of acceptance.

A Pre-Design Meeting with Brandstetter Carroll, Inc. will be held on September 18, 2007 at 5:00 pm Eastern Time at Fleming County Courthouse Annex, 201 Court Street, Flemingsburg, KY 41041

Next regular meeting will be October 2, 2007 at 5:00 pm Eastern Time at Fleming County Courthouse Annex, 201 Court Square, Flemingsburg, Kentucky.

Adjournment

A motion was made to adjourn the meeting at 5:39 pm Eastern time. Motion by Louie Flanery. Seconded by David DeAtley. All in favor.